1 HONORABLE ELIZABETH L. PERRIS Chapter 13 Proceeding 2 Tacoma, WA 3 4 5 6 UNITED STATES BANKRUPTCY COURT DISTRICT OF WESTERN WASHINGTON 7 In re: CASE NO. 08-45008 8 Chapter 13 THEODORE L. COPELAND, 9 ADVERSARY NO. 10-4026 Debtor, 10 **DEFENDANT JASON WONG'S OBJECTIONS TO PLAINTIFF'S** 11 AMENDED EXHIBITS LIST THEODORE L. COPELAND, 12 Plaintiff, 13 VS. 14 EMIEL A. KANDI and his marital community; DIVERSIFIED FINANCIAL, INC.; JASON M. 15 WONG; and JUANITA C. KANDI, 16 Defendants. 17 18 Pursuant to this Court's April 8, 2010, Scheduling Order and Fed. R. Civ. P. 26(a)(3)(B), defendant Jason Wong submits the following objections to Plaintiff's Amended 19 Exhibits List (Dkt. #77): 20 21 22 23 FORSBERG & UMLAUF, P.S. DEFENDANT JASON WONG'S OBJECTIONS TO PLAINTIFF'S AMENDED **EXHIBITS LIST - PAGE 1** ATTORNEYS AT LAW 901 FIFTH AVENUE • SUITE 1400 SEATTLE, WASHINGTON 98164-2050

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1	No.	Date	Description	Objection
	1.	6/28/10	Superior Court case No. 08-2-	Federal Rules of Evidence 802
2			13603-1	(hearsay) and 901 (authenticity). In
3			Case summary	addition, plaintiff has not provided a
ا د				copy of this document or adequately
4		:		described it. Defendant Wong reserves the right to make additional
				objections to this document after he
5				has the opportunity to review it.
	2.	10/17/08	Case No. 08-2-13603-1:	Federal Rules of Evidence 802
6			MOTION TO SET ASIDE	(hearsay) and 901 (authenticity)
_			DECLARATION	
7	3.	10/31/08	Case No. 08-2-13603-1:	Federal Rules of Evidence 802
8			AFFIDAVIT/DECLARATION	(hearsay) and 901 (authenticity)
8	<u> </u>	11/02/00	OF SERVICE	
9	4.	11/03/08	Case No. 08-2-13603-1:	Federal Rule of Evidence 802
			DECLARATION OF EMIEL KANDI	(hearsay), 901 (authenticity), and 402 (relevance)
10	5.	11/03/08	Case No. 08-2-13603-1:	Federal Rules of Evidence 802
		11/05/00	DECLARATION OF MARLA	(hearsay), 901 (authenticity), and 402
11			SPENCER	(relevance)
12	6.	11/03/08	Case No. 08-2-13603-1:	Federal Rules of Evidence 802
12			DECLARATION OF JASON	(hearsay), 901 (authenticity), and 402
13			WONG	(relevance)
1.	7.	11/12/08	Case No. 08-2-13603-1:	Federal Rules of Evidence 802
14			DECLARATION OF MARTIN	(hearsay), 901 (authenticity), and 402
	8.	11/12/00	BURNS	(relevance)
15	8.	11/12/08	Case No. 08-2-13603-1: DECLARATION OF KLAUS	Federal Rules of Evidence 802
			ELLIOT	(hearsay) and 901 (authenticity)
16	9.	11/19/08	Case No. 08-2-13603-1:	Federal Rules of Evidence 402 and
17		11/15/00	RESPONSE IN OPPOSITION	403 objections reserved for trial
1/	10.	11/19/08	Case No. 08-2-13603-1:	Federal Rules of Evidence 802
18			DECLARATION OF EMIEL	(hearsay) and 901 (authenticity)
			KANDI	, , , , , , , , , , , , , , , , , , ,
19	11.	5/13/09	Case No. 08-2-13603-1:	Federal Rules of Evidence 402 and
İ			MOTION FOR PARTIAL	403 objections reserved for trial
20		5/12/00	SUMMARY JUDGMENT	
	12.	5/13/09	Case No. 08-2-13603-1:	Federal Rules of Evidence 802
21			DECLARATION OF EMIEL KANDI	(hearsay), 901 (authenticity), and 402 (relevance)
22	13.	5/13/09	Case No. 08-2-13603-1:	Federal Rules of Evidence 802
22	13.	3/13/09	DECLARATION OF JASON	(hearsay) and 402 (relevance)
23			WONG	(noursay) and 402 (tolevallee)
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1	No.	Date	Description	Objection
	14.	6/01/09	Case No. 08-2-13603-1:	Federal Rules of Evidence 802
2			RESPONSE IN OPPOSITION	(hearsay), 901 (authenticity), and 402
3			TO MOTION FOR SUMMARY JUDGMENT	(relevance)
4	15.	6/01/09	Case No. 08-2-13603-1:	Federal Rules of Evidence 802
4			DECLARATION OF MARTIN	(hearsay), 901 (authenticity), and 402
5			BURNS IN OPPOSITION TO MOTION	(relevance)
6	16.	6/01/09	Case No. 08-2-13603-1:	Federal Rules of Evidence 802
7			DECLARATION OF DONNA CANTY	(hearsay), 901 (authenticity), and 402 (relevance)
8				
0	17.	6/01/09	Case No. 08-2-13603-1:	Federal Rules of Evidence 802
9			DECLARATION OF JEFFERSON F MARSH JR	(hearsay), 901 (authenticity), and 402
	18.	6/01/09	Case No. 08-2-13603-1:	(relevance) Federal Rules of Evidence 802
10	10.	0,01,03	DECLARATION OF DENISE L	(hearsay), 901 (authenticity), and 402
.			LOPEZ	(relevance)
11	19.	6/01/09	Case No. 08-2-13603-1:	Federal Rules of Evidence 802
12			DECLARATION OF	(hearsay), 901 (authenticity), and 402
			THEODORE LENALL	(relevance)
13		6/03/09	COPELAND	E I ID I CD II 000
	20.	6/03/09	Case No. 08-2-13603-1: DECLARATION OF MARTIN	Federal Rule of Evidence 802
14			BURNS IN SUPPORT OF	(hearsay), 901 (authenticity), and 402 (relevance)
ي			MOTION TO RESTRAIN	(Tolevanee)
15	21.	6/08/09	Case No. 08-2-13603-1: REPLY	Federal Rule of Evidence 402
16				(relevance)
10	22.	6/08/09	Case No. 08-2-13603-1:	Federal Rules of Evidence 802
17	 		DECLARATION OF EMIEL	(hearsay), 901 (authenticity), and 402
			KANDI	(relevance)
18	23.	6/08/09	Case No. 08-2-13603:1:	Federal Rules of Evidence 802
19			DECLARATION OF JASON WONG	(hearsay) and 402 (relevance)
	24.	6/10/09	Case No. 08-2-13603-1:	Federal Rules of Evidence 402 and
20			MEMORANDUM IN OPPOSITION	403 objections reserved for trial
21	25.	9/2/09	Case No. 08-2-13603-1:	Federal Rule of Evidence 402
			MOTION FOR PARTIAL	(relevance)
22	<u> </u>		SUMMARY JUDGMENT	

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1	No.	Date	Description	Objection
*	26.	9/2/09	Case No. 08-2-13603-1:	Objection Federal Rules of Evidence 802
2	۷٥.	712/U7	DECLARATION OF JUANITA	(hearsay), 901 (authenticity), and 402
-			KANDI	(relevance)
3	27.	10/20/09	Case No. 08-2-13603-1:	Federal Rules of Evidence 802
	2	10/20/07	NOTICE OF	(hearsay) and 402 (relevance)
4			ABSENCE/UNAVAILABILITY	(nousely) and 102 (note tailed)
	28.	4/21/10	NOTICE OF TRUSTEE SALE	Federal Rules of Evidence 802
5				(hearsay), 901 (authenticity), and 402
_				(relevance). In addition, plaintiff has
6				not provided a copy of this document
7				or adequately described it. Defendant
7				Wong reserves the right to make
8				additional objections to this document
0				after he has the opportunity to review
9				it.
	29.	4/05/06	WATER WELL REPORT	Federal Rules of Evidence 802
10				(hearsay), 901 (authenticity), and 402
				(relevance). In addition, plaintiff has
11				not provided a copy of this document
				or adequately described it. Defendant
12				Wong reserves the right to make additional objections to this document
:				after he has the opportunity to review
13				it.
	30.	8/07/08	REAL ESTATE CONTRACT	Federal Rules of Evidence 802
14				(hearsay), 901 (authenticity), and 402
المد				(relevance). In addition, plaintiff has
15				not provided a copy of this document
16				or adequately described it. Defendant
16				Wong reserves the right to make
17				additional objections to this document
1/				after he has the opportunity to review
18				it.
13	31.	9/08/08	EXCISE TAX AFFIDAVIT	Federal Rules of Evidence 802
19				(hearsay), 901 (authenticity), and 402
				(relevance). In addition, plaintiff has
20				not provided a copy of this document
				or adequately described it. Defendant
21				Wong reserves the right to make
				additional objections to this document
22				after he has the opportunity to review
	L	<u> </u>	<u> </u>	it.

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1	No.	Date	Description	Objection
ا ۾	32.	9/30/08	EXCISE TAX AFFIDAVIT	Federal Rules of Evidence 802
2				(hearsay), 901 (authenticity), and 402
3				(relevance). In addition, plaintiff has
3				not provided a copy of this document
4				or adequately described it. Defendant
•				Wong reserves the right to make
5				additional objections to this document after he has the opportunity to review
				it.
6	33.	1/15/09	EXCISE TAX AFFIDAVIT	Federal Rules of Evidence 802
1				(hearsay), 901 (authenticity), and 402
7				(relevance). In addition, plaintiff has
8				not provided a copy of this document
0				or adequately described it. Defendant
9			†	Wong reserves the right to make
				additional objections to this document
10				after he has the opportunity to review it.
	34.	7/22/08	DEED OF TRUST	Federal Rules of Evidence 802
11		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		(hearsay), 901 (authenticity), and 402
				(relevance). In addition, plaintiff has
12				not provided a copy of this document
13				or adequately described it. Defendant
1.5				Wong reserves the right to make
14				additional objections to this document
				after he has the opportunity to review it.
15	35.	9/18/08	EXCISE TAX AFFIDAVIT	Federal Rules of Evidence 802
] 55.	7/10/00	EXCISE TAX ATTIDA VIT	(hearsay), 901 (authenticity), and 402
16				(relevance). In addition, plaintiff has
17				not provided a copy of this document
17				or adequately described it. Defendant
18				Wong reserves the right to make
				additional objections to this document
19				after he has the opportunity to review
		L	1	it.

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1	No.	Date	Description	Objection
٦	36.	11/13/08	DEED OF TRUST	Federal Rules of Evidence 802
2				(hearsay), 901 (authenticity), and 402
3				(relevance). In addition, plaintiff has not provided a copy of this document
				or adequately described it. Defendant
4				Wong reserves the right to make
اہ				additional objections to this document
5				after he has the opportunity to review
6	37.	8/11/09	Case No. 08-45008: Exhibit A	it. Federal Rules of Evidence 802
	37.	0/11/09	of MOTION TO CLARIFY	(hearsay), 901 (authenticity), and 402
7			(Wongs Bar suspension)	(relevance)
	38.	8/11/09	Case No. 08-45008: Exhibit B	Federal Rules of Evidence 802
8			of MOTION TO CLARIFY	(hearsay), 901 (authenticity), and 402
9			(Emiel Ali Kandi's	(relevance)
	39.	9/04/09	Corporations)	Fodomi Dulos of Fuldos a 902
10] 39.	9/04/09	Return to sender mail (D Street Marina)	Federal Rules of Evidence 802 (hearsay), 901 (authenticity), and 402
			i i i i i i i i i i i i i i i i i i i	(relevance). In addition, plaintiff has
11	:			not provided a copy of this document
12				or adequately described it. Defendant
12				Wong reserves the right to make
13				additional objections to this document
				after he has the opportunity to review it.
14	40.	3/16/10	Case No. 08-45008: Partial	Incomplete document
15			transcript of 9/09/09 digitally	*
13			recorded hearing	
16	41.	8/12/09	Case No. 08-45008	Federal Rules of Evidence 802
			DECLARATION OF THEODORE L. COPELAND	(hearsay), 901 (authenticity), and 402
17	42.	1/29/10	Case no. 10-04026:	(relevance) Federal Rules of Evidence 802
10	12.	1/2/110	COMPLAINT	(hearsay) and 402 (relevance)
18	43.	6/28/10	King County case no. 09-2-	Federal Rules of Evidence 802
19			25191-6 (Provost v. Kandi):	(hearsay), 901 (authenticity), and 402
			CASE SUMMARY	(relevance)
20	44.	7/06/09	King County case no. 09-2-	Federal Rule of Evidence 802
			25191-6 (Provost v. Kandi): COMPLAINT	(hearsay), 901 (authenticity), and 402 (relevance)
21	45.	3/16/10	King County case no. 09-2-	Federal Rules of Evidence 802
22	.5.	3,13,15	25191-6 (Provost v. Kandi):	(hearsay), 901 (authenticity), and 402
End Kind			DECLARATION OF LEN	(relevance)
23	<u> </u>		COPELAND	

1	No.	Date	Description	Objection
	46.	5/30/10	King County case no. 09-2-	Federal Rules of Evidence 802
2			25191-6 (Provost v. Kandi):	(hearsay), 901 (authenticity), and 402
			JUDGEMENT	(relevance)
3	47.	9/06/07	Pierce County case No. 06-2-	Federal Rules of Evidence 802
			11086-8 (DALAL AL-SAUD v.	(hearsay), 901 (authenticity), and 402
4			DIVERSIFIED FINANCIAL):	(relevance)
ا ہ			COMPLAINT	
5	48.	8/11/09	Pierce County case No. 08-2-	Federal Rules of Evidence 802
_			0790-2 (RIDLEY v. KANDI):	(hearsay), 901 (authenticity), and 402
6			COMPLAINT	(relevance)
7	49.	1/29/10	Case No. 10-04026:	Federal Rules of Evidence 802
_ ′			COMPLAINT	(hearsay) and 402 (relevance)
8	50.	6/28/10	Pierce County case No. 09-2-	Federal Rules of Evidence 802
	1		11247-4 (MARSH v. Kandi)	(hearsay), 901 (authenticity), and 402
9			CASE SUMMARY	(relevance)
	51.	7/16/09	Pierce County case No. 09-2-	Federal Rules of Evidence 802
10			04683-8 (MARSH v. Kandi):	(hearsay), 901 (authenticity), and 402
-		1/10/00	COMPLAINT	(relevance)
11	52.	1/13/09	Pierce County case No.: 09-2-	Federal Rules of Evidence 802
			11247-4 (MARTIN v. Kandi)	(hearsay), 901 (authenticity), and 402
12		# /1 A /1 O	COMPLAINT	(relevance)
	53.	5/14/10	Letter from Emiel Kandi to	Federal Rules of Evidence 802
13			David Leen	(hearsay), 901 (authenticity), and 402
		6/00/10		(relevance).
14	54.	6/28/10	LINX NAME SEARCH OF	Federal Rules of Evidence 802
ľ			DEFENDANTS KANDI	(hearsay), 901 (authenticity), and 402
15	55.	C/15/10	DECLARATION OF LEE	(relevance)
] 55.	6/15/10	DECLARATION OF LEE	Federal Rules of Evidence 802
16			HERMANN	(hearsay), 901 (authenticity), and 402
				(relevance). In addition, plaintiff has
17				not provided a copy of this document
				or adequately described it. Defendant
18				Wong reserves the right to make
				additional objections to this document after he has the opportunity to review
19				it.
20	56.	2/08/10	JUANITA KANDI'S	Federal Rules of Evidence 802
20	30.	2/00/10	ANSWERS TO	(hearsay), 901 (authenticity), and 402
21			INTERROGATORIES FROM	(relevance)
21			STATE COURT CASE	(televance)
22	57.	9/17/09	Sprint cell phone records for no.	Federal Rules of Evidence 802
Leas deur			(253) 405-6844	(hearsay), 901 (authenticity), and 402
23			,	(relevance)
رسم		ــــــــــــــــــــــــــــــــــــــ	1	1 (/

58.	3/17/10	Qwest land line records for no. (253) 565-7700	Federal Rules of Evidence 802 (hearsay), 901 (authenticity), and 402 (relevance)
59.	2/01/06	Internet Blog post by Emiel Kandi	Federal Rules of Evidence 802 (hearsay), 901 (authenticity), and 402 (relevance)

Defendant Wong reserves the right to make objections at trial to any the exhibits pursuant to Federal Rules of Evidence 402 and 403.

DATED this 7th day of July, 2010.

FORSBERG & UMLAUF, P.S.

By:

Terrende J. Cullen, WSBA #12554 Jeffrey T. Kestle, WSBA #29648

Attorneys for Defendant Jason M. Wong

DEFENDANT JASON WONG'S OBJECTIONS TO PLAINTIFF'S AMENDED EXHIBITS LIST – PAGE \$

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CERTIFICATE OF SERVICE

The undersigned certifies under the penalty of perjury under the laws of the State of Washington that I am now and at all times herein mentioned, a citizen of the United States, a resident of the State of Washington, over the age of eighteen years, not a party to or interested in the above-entitled action, and competent to be a witness herein.

On the date given below I caused to be served the foregoing DEFENDANT JASON WONG'S OBJECTIONS TO CERTAIN EXHIBITS IDENTIFIED IN PLAINTIFF'S TRIAL EXHIBIT LISTS on the following individuals in the manner indicated:

Mr. Theodore L. Copeland
12411 Beverly Ct. S.W. #6-1
Lakewood, WA 98499
() Via U.S. Mail
() Via Facsimile
(') Via Hand Delivery
() Via ECF

Mr. Thomas P. Quinlan, II
Miller, Quinlan & Auter, P.S.
1019 Regents Blvd., Suite 204
Firerest, WA 98466
Facsimile: 1-253-564-5007
() Via U.S. Mail
() Via Facsimile
() Via Hand Delivery

(UVia ECF

SIGNED this _____ day of July, 2010, at Seattle, Washington.

JeannieBeth O. Asuncion

DEFENDANT JASON WONG'S OBJECTIONS TO PLAINTIFF'S AMENDED EXHIBITS LIST – PAGE 9